

ORDINANCE NO. 860130-A

AN ORDINANCE DECLARING THE LIMITED PURPOSE JURISDICTION STATUS OF ALL SHORELINE PROPERTIES LYING ALONG LAKE AUSTIN BELOW THE 504.9' MEAN SEA LEVEL CONTOUR LINE; DECLARING THE FULL PURPOSE JURISDICTION OF THE LANDS LYING BENEATH THE NORMAL CONSERVATION POOL ELEVATION OF LAKE AUSTIN; DECLARING AN ERROR IN THE CITY OF AUSTIN'S 1985 TAX APPRAISAL ROLL; PROVIDING FOR SEVERABILITY; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

WHEREAS, by an 1891 legislative enactment, a portion of the Lake Austin shoreline properties between the normal conservation pool level of Lake Austin and the 504.9' mean sea level contour line was included within the limits of the City of Austin; and,

WHEREAS, in 1928, the City of Austin redefined the boundaries of the corporate City limits to specifically include all lands along Lake Austin and below 504.9' mean sea level; and,

WHEREAS, the City of Austin has not regularly and routinely provided comparable municipal services such as construction and maintenance of street, water, and waste-water facilities, or police and fire protection because of the difficulty in economically providing such services to the very sparsely populated suburban areas clustered along the rugged terrain on both sides of Lake Austin; and,

WHEREAS, substantial confusion regarding the status of voting rights of the residents living along the Lake Austin shoreline, below the respective north shore and south shore 504.9' mean sea level contour lines has existed because of the inability to exactly locate said contour lines without doing an on-the-ground survey; and,

WHEREAS, because of its special status within the City of Austin, Lake Austin shoreline properties below the respective 504.9' mean sea level contour lines have never been taxed by the City of Austin; and,

WHEREAS, certain services normally provided in limited purpose jurisdiction areas, including planning and zoning controls, have been long provided in this area; and,

WHEREAS, it is appropriate to clarify the status of the Lake Austin shoreline properties below the respective north

shore and south shore 504.9' contour lines, and to avoid any future confusion over the respective rights and duties of Lake Austin shoreline residents or the respective rights and duties of the City of Austin; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. That all lands lying along Lake Austin, between the north shore 492.8' mean sea level contour line, said line being the normal conservation pool elevation of Lake Austin, and the north shore 504.9' mean sea level contour line, upstream of the Capital of Texas Highway bridge (Loop 360), and all lands lying along Lake Austin, between the south shore 492.8' mean sea level contour line, said line being the normal conservation pool elevation of Lake Austin, and the south shore 504.9' mean sea level contour line, upstream of Tom Miller Dam, and more particularly described by the parcel number listing attached hereto and incorporated herein by reference as Exhibit "A," shall be treated, ~~from the effective date of this ordinance~~, according to the same tax collection policy which prevailed with regard to said tracts from the 1891 through the 1984 tax years, until all City services are available for said tracts and the City Council, by resolution, orders taxes to be collected on all or part of the value of said tracts.

PART 2. That the City of Austin declares and recognizes that all lands lying between the north shore 492.8' mean sea level contour line and the south shore 492.8' mean sea level contour line, such lines comprising the normal conservation pool level of Lake Austin, are full purpose jurisdiction lands of the City of Austin, and have been at all times since the 1891 Act of Incorporation.

PART 3. That the request to list the aforescribed property on the City's tax appraisal roll for the 1985 tax year was made in error, and the Chief Appraiser of the Travis County Appraisal District is hereby requested to move the Travis County Appraisal Review Board to correct the City's tax appraisal roll by written order and notify the Travis County Assessor of this action.

PART 4. If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void or invalid (or for any reason unenforceable), the validity of the remaining portion of this Ordinance or its application to other persons or set of circumstances shall not be affected thereby, it being the intent of the City Council and the City of Austin in adopting, and of the Mayor in approving this Ordinance, that no portion hereof or provision or regulation contained herein

CITY OF AUSTIN, TEXAS

shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision or regulation.

PART 5. Whereas an emergency exists concerning the safe, orderly and healthful growth and development of the City; and in order to clarify the rights, duties, and responsibilities of the various emergency service jurisdictions, including but not limited to the Travis County Sheriff's office, volunteer fire departments, and Travis County rural fire prevention districts, as well as the rights, duties, and responsibilities of the comparable City of Austin emergency service departments; and whereas such emergency requires that this Ordinance become effective immediately upon its passage in order to assure the immediate preservation of the public peace, health, safety and general welfare; therefore, the rule requiring the reading of ordinances on three separate days is hereby suspended and this Ordinance shall become effective immediately upon its passage, as provided by the Charter of the City of Austin.

PASSED AND APPROVED

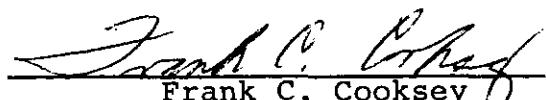
\$

\$

\$

\$

January 30, 1986


Frank C. Cooksey
Mayor

APPROVED:


Paul C. Isham
City Attorney

ATTEST:


James E. Aldridge
City Clerk

30JAN86

DLG:mtc

1/DG

EXHIBIT "A"

Add ~~to add - on~~ ~~for~~ ~~make~~ ~~allow~~ ~~etc~~ ~~Plan~~
add Jures 01 for all properties within the
the 504.9' Contour to be surveyed 1985

I-1711-0201. 34 90 ✓	I-1909-0214 ✓	I-2109-0217 100% ✓
✓ 0202 25 90 ✓	0215 ✓	0218 100% ✓
0203 05 90 ✓	0216 ✓	0324 100% ✓
0206 01 90 ✓	0217 ✓	I-2309-0201. 93% ✓
0207 8 90 ✓	0218 ✓	0202 90% ✓
0208 8 90 ✓	0219 ✓	0203 90% ✓
✓ 0209 10 90 ✓	0220 ✓	0204 100% ✓
✓ 0210 8 90 ✓	0221 ✓	0205 100% ✓
✓ 0211 34 90 ✓	0222 ✓	0206 10 90 ✓
✓ 0212 8 90 ✓	0223 ✓	I 0209 62% ✓
I 0213 67 90 ✓	0224 ✓	I 0210 63 90% ✓
✓ 0214 35 90 ✓	0225 ✓	I 0213 85 90% ✓
I 0238 15 90 ✓	0226 ✓	I 0215 53 90% (3.9m)
I-1711-0239 25 90 ✓	0227 ✓	0216 47% ✓
I-1909-0203 32 90 ✓	0228 ✓	0217 48 90% ✓
0304 15 90 ✓	0229 ✓	I 0218 48 90% ✓
I 0305 5 90 ✓	0230 ✓	I 0222 55 90% ✓
I 0306 10 90 ✓	0231 ✓	I 0224 45 90% ✓
(Endo) du 0314 100% ✓	0232 ✓	I 0225 48 90% ✓
0315 100% ✓	0233 ✓	0229 90% ✓
0316 100% ✓	0234 ✓	0301 10 90% ✓
I P101 20 90	I-2109-0201 100% ✓	I 0302 15 90% ✓
0518 20 90	0206 36 90% ✓	I 0303 20 90% (Ch) ✓
I-1909-0161 15 90% ✓	0211 100% ✓	I 0304 20 90% (Ch) ✓
I-1909-0201 ✓	I 0216 90% ✓	I-2507-0401 90% ✓ I
-0202 ✓	-0217 100% ✓	0402 ✓
-0203 ✓	-0218 100% ✓	0501 ✓
-0204 ✓	-0219 100% ✓	0503 ✓
-0205 ✓	-0220 100% ✓	0505 ✓
-0206 ✓	I-2109-0302 10% ✓	I-2509-0101 24 90% ✓
-0207 ✓	I 0304 58 90% ✓	I 0201 90% ✓
-0208 ✓	I 0305 12% ✓	I 0202 77 90% ✓
-0209 ✓	0308 ✓	I 0203 54% ✓
-0210 ✓	0312 100% ✓	I 0204 35% ✓
-0211 ✓	0314 100% ✓	I 0205 55% ✓
-0212 ✓	0315 100% ✓	I 0206 52% ✓
-0213 ✓	0316 100% ✓	I 0207 42% ✓
		I 0301 55% ✓
		(3 TPS) 0303 53% ✓

Add Juris 02 for all properties within the
504 91 Pontiac to be taxed for 1985-

1-2509-0305 52%	1-2657-0219 50%
I 0306 63%	I 1021 40% ✓ <i>(+ 10% on this one)</i>
I 0307 72%	I 0202 13% ✓
I 0309 56%	I 0230 0%
I 0310 55%	1-2652-0101 15% ✓
1-2618-0207 3%	I
I 0108 9%	I 2709-0101 50%
I 0119 100%	I 0102 90%
1-2637-0101 5%	I 0103 2%
I 0102 2%	I 0104 15%
I 0201 25%	I 0106 20%
I 0202 40%	I 0108 20%
I 0205 65%	I 0110 17%
I 0207 30%	I 0112 15%
I 0208 22%	I 0113 22%
I 0211 32%	I 0114 13%
I 0213 30%	I 0116 12%
I 0217 42%	I 0117 12%
I 0218 38%	I 0119 10%
I 0220 21%	I 0201 12%
I 0226 30%	I 0215 15%
I 0228 20%	I 0223 48%
I 0234 20%	I 0224 20%
	I 0225 12%
1-2525-0102 11%	1-2723-0101 9%
I 0101 10%	I 0102 7%
1-2622-0108 15%	I 0103 15%
1-2627-0201 15%	I 0104 18%
I 0209 10%	I 0105 98%
I 0207 5%	1-2723-0201 19%
I 0205 2%	I 0302 18%
I 0203 8%	I 0303 18%
I 0212 35%	I 0304 18%
I 0213 33%	I 0305 18%
I 0214 1%	I 0307 18%
I 0216 25%	I 0308 18%
I 0218 98%	I 0309 18%
	I 0106 98%

Add Serial 02 for all properties within the
504 '9' Contour to be taxed for 1985

I-2728-0107	25%	I-2758-0122	98%	I-2824-0116	-	
0108	20%	I-2758-0139	✓	0117	-	
0109	22%	0141	20%	0118	98%	
0110	20%	0142	10%	0119	90%	
0111	30%	0145	02%	0120	95%	
0112	45%	T 0126	48%	0121	-	
0113	100%	T 0127	26%	0122	-	
0114	10%	T 0129	65%	I-2824-0201	25%	
I-2728	0202	25%	T 0130	55%	I 0202	30%
0203	34%	T 0132	50%	0203	90%	
0204	20%	0133	75%	I 0302	15%	
I-2528-0110	5%	0134	✓	0303	12%	
0111	15%	0135	✓	0309	50%	
I-2755-0106	36%	I 0147	55%	I-2909-0101	6%	
0107	✓	I-2758-0612	30%	I 0201	70%	
0108	✓	0613	60%	I 0204	55%	
0109	✓	0614	70%	I 0205	14%	
0110	✓	0615	75%	I 0206	15%	
0111	22%	0616	80%	I 0207	16%	
0117	✓	0617	✓	I 0208	18%	
I 0118	40%	0618	✓	I 0210	34%	
I 0119	40%	0619	85%	I 0211	95%	
I 0120	40%	0620	15%	I 0212	35%	
I 0121	41%	0628	100%	I 0213	-	
I 0122	42%	I 0630	34%	I 0214	-	
I-2758-0108	(30%)	I-2824-0101	90%	I 0215	-	
I (4) 0109	80%	0102	✓	I 0220	20%	
0110	✓	0103	✓	I 0223	20%	
0113	✓	0104	✓	I 0224	✓	
0114	✓	0105	✓	0225	✓	
0115	✓	0106	95%	0226	-	
0116	✓	0107	80%	0228	✓	
0117	✓	0108	85%	0229	02%	
0118	✓	0109	88%	0230	27%	
0119	✓	0110	90%	I 0301	✓	
0120	✓	0112	80%	I 0302	✓	
0121	✓	0113	90%			

and Series 23 for all properties within the
504.91 contain to be taxed for 85

1-3023-0101 87%	1-2921-0115 ✓ 0116 ✓ 0117 ✓ 0118 ✓ 0119 50% ✓ 0120 22% ✓ 0121 20% ✓ 0122 20% ✓ 0123 18% ✓ 0124 15% ✓ 0125 15% ✓ 0126 15% ✓ I 0115 85% ✓ 0116 65% ✓ 0121 20% ✓ 0122 20% ✓ 0123 12% ✓ 0124 12% ✓ 0125 12% ✓ 0126 12% ✓ I 0208 40% ✓ I 0213 60% ✓ 0214 54% ✓ 1-3023-0215 8%	1-3111-0201 ✓ 0204 ✓ 1-3119-0101 ✓ 0114 ✓ 0102 ✓ 0115 ✓ 0103 ✓ 0116 ✓ 0105 ✓ 0117 ✓ 0106 ✓ 0118 ✓ 0107 ✓ 0119 ✓ 0108 ✓ 0120 ✓ 0109 ✓ 0121 ✓ 0110 ✓ 0122 ✓ 0111 ✓ 0123 ✓ 0112 ✓ 0124 ✓ 0113 ✓ 0125 ✓ 1-3121-0101 ✓ 0102 ✓ 0103 ✓ 0104 ✓ 0105 ✓ 0106 ✓ 0107 ✓ 0108 ✓ 0109 ✓ 0110 ✓ 0111 ✓ 0112 ✓ 0113 ✓ 0114 ✓ 0115 ✓ 0116 ✓ 0117 ✓ 0118 ✓ 0119 ✓ 1-3121-0201 25% ✓ 0204 20% ✓ I 0205 54% ✓ 0206 40% ✓ I 0207 35% ✓ 0208 10% ✓
1-2921-0101 ✓ 0102 ✓ 0103 ✓ 0104 ✓ 0105 ✓ 0106 ✓ 0107 ✓ 0108 ✓ 0109 ✓ 0110 ✓ 0111 ✓ 0112 ✓ 0113 ✓	1-2928-0101 50% ✓ 0102 65% ✓ 0103 80% ✓ 1-3109-0101 ✓ 0102 ✓ 0103 ✓ 0104 ✓ 0105 ✓ 0106 ✓ 0107 ✓ 0108 ✓ 0109 ✓ 0110 ✓ 0111 ✓ 0112 ✓ 0113 ✓	0110 ✓ 0111 ✓ 0112 ✓ 0113 ✓ 0114 ✓ 0115 ✓ 0116 ✓ 0117 ✓ 0118 ✓ 0119 ✓ 1-3121-0201 25% ✓ 0204 20% ✓ I 0205 54% ✓ 0206 40% ✓ I 0207 35% ✓ 0208 10% ✓
0114 ✓		

EXHIBIT "A"

add Janie 02 for all projections with 5% of 9
504.9' content to her total for 1985

1-3130-0201 45%	1-3150-0214 50%	1-3311-0112
0202 50%	0205 53%	0111 ✓
0203 52%	I 0216 55%	0112 ✓
0204 53%	I 0217 53%	0113 ✓
I 0205 57%	I 0218 50%	0114 ✓
0206 78%	I 0219 45%	0115 ✓
	0220 45%	0116 ✓
0208 88%	I 0221 43%	0117 ✓
0209 89%	0222 40%	0118 ✓
0210 89%	1-3160-0101 25%	0119 ✓
0211 78%		0120 ✓
0212 82%	1-3222-0105 12%	0121 ✓
0213 70%	0106 10%	0122 ✓
0214 80%	I 0107 15%	0123 ✓
0215 45%	0114 56%	0124 ✓
I 0216 43%	I 0115 50%	0125 ✓
0217 44%	I 0116 61%	0126 ✓
I 0218 40%	I 0117 65%	0127 ✓
1-3148-0201 75%	I 0118 66%	0128 ✓
0202 80%	I 0119 90%	0129 ✓
0203 98%	I 0120 49%	0130 ✓
1-3150-0111 59%	0121 44%	0131 ✓
0112 95%	0122 32%	0132 ✓
0201 46%	I 024 18%	0133 ✓
0202 68%	I 0125 15%	0134 ✓
0203 ✓	I 0126 15%	0135 ✓
0204 88%	I 0127 10%	0136 ✓
0205 70%	I 0129 25%	0137 ✓
0206 82%	I 0131 12%	0138 ✓
0207 80%	0133 10%	0139 ✓
0208 70%	1-3311-0101	0140 ✓
0209 55%	0132 ✓	0141 4%
0210 50%	0103 91%	0142 5%
0211 50%	0104 ✓	0143 1%
0212 50%	0105 50%	0144 1%
0213 50%	0106 ✓	I 0145 13%
	0108 ✓	I 0146 21%
	0109 ✓	I 0147 4%
		0148 ✓

Total Number of 1% for all properties written the 50th 9 months to the tax date		
-3311-01-1	1-3314-0513	1-3320-2343
0151	0514	I 015 32%
0152	0516	0104
0153	0517	0105 100%
0154	0518	I 0106 32%
0155	0519	I 0107 50%
0156	0520	0108 11%
0157	0521	0114 60%
0158	0522	0115 95%
0159	0523	0118
I 0151 50%	0524	0119
0160 44%	0525	0120 37%
0172	0526	I 0126 9%
0173 62%	0527	0127
0161 75%	0528	0128
0160 10%	0529	0129 34%
-3319-010170%	0530	0124 72%
I 0102 47%	0531	0130
I 0103 55%	0532	1-3338-010124%
0104 57%	0533	I 0102 24%
I 0105 60%	0534	0103 23%
I 0107 75%	0535	I 0104 23%
0108 71%	0536	I 0105 36%
0109 72%	0537	I 0106 32%
0110 73%	1-3322-020127%	I 0107 32%
0111 85%	0204	I 0108 32%
0112 49%	I 0205 56%	0109 31%
0113 35%	I 0206 40%	I 0110 31%
-3319-0501 3%	I 0207 40%	I 0111 30%
0502 5%	I 0208 37%	I 0112 29%
0503 7%	I 0209 46%	I 0113 40%
0507	I 0210 50%	0115 37%
0508	0211	0117 15%
0509	0213	0118 18%
0510	0214 15%	0119 16%
0511	I 0125 50%	I 0120 18%
0512	I 0127 34%	

and Series 52 for all properties within the 504.9'
Continue to be taken for 85-

				I
1-3360-010133%	1-4237-01152%	1-3519-021544%	1-3555-020123%	
0102 34%	1-3457-01124%	0204 44%	I 0202 25%	✓
0104 37%	0118 9%	0205 49%	I 0203 29%	✓
I 0105 39%	1-3457-02012%	0216 50%	I 0204 23%	✓
	1-3513-230125%	0217 50%	I 0205 24%	✓
1-3418-010220%	1-3513-020118%	0218 50%	I 0206 18%	✓
0201 25%	1-3513-010160%	0219 50%		
0410 1%	I 0103 12%	0220 50%	I 0102 21%	✓
0104-050135%	I 0105 38%	0221 50%	0103 29%	✓
	0108 44%	0222 50%	0104	
1-3427-02036%	I 0115 5%	1-3530-010135%	I 0105 36%	✓
1-3437-0105 5%	0107 10%	✓ 0103 85%	0107 66%	✓
0107 10%	I 0601 40%	✓ 0104 53%	I 0108 60%	✓
0203 60%	1-3519-010145%	1-3534-082533%	I 0109 4%	✓
0204 6%	I 0103 44%	✓ 0526 30%	I 0119 53%	✓
0205 7%	I 0104 44%		0131 65%	✓
I 0212 53%	I 0105 45%	1-3536-01105%	I 0134 63%	✓
0213 42%	0106 46%	I 0114 56%	1-3734-0101	✓
I 024 37%	I 0107 42%	0128 8%	0102	✓
I 025 36%	I 0108 52%	0129 12%	0103	✓
I 026 39%	I 0109 56%	0130 15%	0104	✓
0217 45%	I 0110 56%	0131 9%	0106	✓
0218 73%	0111 51%	0135 8%	0107	✓
0219 100%	I 0112 57%	1-3536-0501	0108	✓
0220 100%	0113 57%	0502	0109	✓
0221 95%	1-3519-020148%	0503	0110	✓
0224 100%	I 0202 47%	0504	0111	
1-3447-0102 2%	0203 49%	0506	0115	✓
0106 83%	0204 49%	0507	0117	✓
0107	0205 44%	0508	0119	✓
1-3457-0102 4%	0206 44%	1-3536-010515%	0121	✓
0113 8%	0207 44%	1-3538-0103 8%	0124	✓
0104 5%	0208 44%	0106 5%	0125	✓
0105 11%	0209 44%	0107 13%	0127	✓
I 0106 33%	0210 44%	I 0108 18%	0128	✓
0107 38%	0211 44%	I 0109 26%		
0110 39%	0212 44%			

Add. Series C2 for all properties within the
504.9' contour to be taxed for 85

1-3734-024 7%	1-3755-0305 20%	1-4555-0101 10%
0202 8%	I 0306 24%	0102 15%
0203 12%	I 0307 21%	0103 14%
0204 18%	0308 25%	I 0104 14%
0205 12%	I 0310 32%	I 0105 14%
I 0301 32%	1-4155-0101 30%	I 0106 14%
I 0302 15%	0102 18%	0107 14%
I 0303 16%	0103 17%	I 0108 14%
I 0312 67%	1-4257-0103 24%	I 0109 12%
I 0313 69%	1-4257-0203 5%	I 0110 12%
0314 29%	1-4355-0501 14%	0111 80%
I 0315 36%	0502 16%	0127 20%
I 0316 38%	0503 17%	I 0152 10%
I 0317 44%	0504 22%	0153 9%
I 0318 53%	0505 24%	0154 9%
I 0319 58%	0506 31%	0155 9%
I 0320 35%	0507 33%	0156 9%
I 0601 41%	0508 35%	0157 9%
I 0602 40%	I 0509 33%	0112 36%
0603 39%	0510 31%	I 0113 30%
I 0604 70%	I 0511 56%	0114 5%
0605 100%	0512 42%	1-4753-0101 100%
I 0606 80%	I 0513 14%	0102 95%
0607 59%	0514 14%	0103 80%
I 0608 78%	0515 15%	0104 14%
I 0609 68%	I 0516 15%	0105 10%
1-3736-0101 10%	0517 14%	0106 6%
I -0102 14%	0518 16%	I 0112 45%
I -0103 22%	0519 16%	0113 22%
I -0104 17%	0520 16%	I 0114 17%
I -0105 6%	0521 16%	0115 20%
0201 33%	0522 14%	0117 22%
0202 14%	0523 16%	0118 22%
-3755-0301 20%	0524 14%	0119 21%
0302 20%	0525 16%	
I 0303 19%	0526 16%	

Add Series 02 for all properties within 504.9'
Contour to be taxed for 1985 =

1) 1-4753-0401 40% ✓	1-5055-0131 6% ✓	IQ
I 0614 14% ✓	0132 8% ✓	
I 0617 14% ✓	0133 11% ✓	
I 0618 20% ✓	0134 12% ✓	
1-4755-0401 6% ✓	0135 8% ✓	
0402 7% ✓	0136 5% ✓	
0403 7% ✓	0137 3% ✓	
0404 7% ✓	1-5157-0312 100% ✓	
0405 7% ✓	0313 100% ✓	
I 0406 7% ✓		
I 0409 6% ✓		
0410 6% ✓		
0411 6% ✓		
0412 6% ✓		
0413 6% ✓		
0414 6% ✓		
0415 6% ✓		
0416 6% ✓		
0417 6% ✓		
0418 6% ✓		
I 0419 8% ✓		
I 0420 8% ✓		
I 0421 8% ✓		
I 0422 7% ✓		
0423 7% ✓		
I 0424 7% ✓		
0425 7% ✓		
I 0426 7% ✓		
0439 6% ✓		
1-5053-0101 38% ✓		
██████████ ✓		
0103 10% ✓		
I 0201 5% ✓		